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8 Attorneys for United States of America

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 BARNABAS JIME,

17 Defendant.

18) NO. 4:23-mj-70774 MAG
19) STIPULATION AND ORDER TO CONTINUE
20) STATUS CONFERENCE AND EXCLUDE
21) TIME FROM JANUARY 17, 2024 UNTIL
22) JANUARY 23, 2024
23)
24)
25)
26)
27)
28)

20 It is hereby stipulated by and between counsel for the United States and counsel for defendant
21 Barnabas Jime that the status conference regarding preliminary hearing currently set for January 17,
22 2024 be continued until January 23, 2024 at 10:30 a.m. and that time be excluded under Federal Rule of
23 Criminal Procedure 5.1 between those two dates.

24 At the status conference held on August 10, 2023, the government and counsel for the defendant
25 agreed that time be excluded under Federal Rule of Criminal Procedure 5.1 so that defense counsel
26 could continue to prepare, including by reviewing the discovery to be produced; the need to address the
27 fruits of additional investigation in this case, including potential new charges; and the complexity of the
28 case. The parties stipulate and agree that additional time is needed to review discovery and to discuss

STIPULATION TO CONTINUE AND EXCLUDE TIME AND ORDER
Case No. 4:23-mj-70774-MAG

v. 7/10/2018

1 potential resolutions to this case. Additionally, the parties are discussing the potential for a resolution to
2 the case; the government offered a resolution to the matter to defense counsel prior to the holidays, and
3 the defendant is still considering whether to accept the terms of the offer. Accordingly, the parties
4 stipulate and agree that there is good cause to exclude time until January 23, 2024, namely, for allowing
5 for the effective preparation of counsel. *See Fed. R. Crim. P. 5.1(d).*

6 The undersigned Assistant United States Attorney certifies that he has obtained approval from
7 counsel for the defendant to file this stipulation and proposed order.

8

9 IT IS SO STIPULATED.

10

11 DATED: January 12, 2024

12 _____
13 /s/
14 CHRIS KALTSAS
15 Assistant United States Attorney

16

17 DATED: January 12, 2024

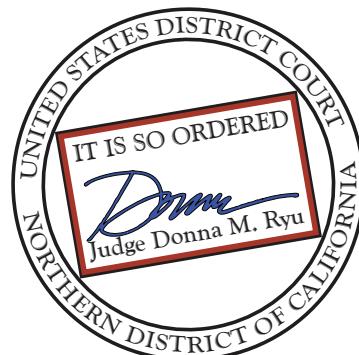
18 _____
19 /s/
20 JOYCE LEAVITT
21 Counsel for Defendant Barnabas Jime

ORDER

2 Based upon the facts set forth in the stipulation of the parties and the representations made to the
3 Court, for good cause shown, the Court finds that continuing the status conference set for January 17,
4 2024 to January 23, 2024 and excluding that time from computation under Federal Rule of Criminal
5 Procedure 5.1 would benefit counsel in reviewing discovery, and not doing so would unreasonably deny
6 defense counsel and the defendant the reasonable time necessary for effective preparation for further
7 proceedings. Fed. R. Crim. P. 5.1(d). The Court further finds that there is good cause to exclude the time
8 from January 17, 2024 to January 23, 2024 from computation under Federal Rule of Criminal Procedure
9 5.1. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time between
10 January 17, 2024 to January 23, 2024 shall be excluded from computation under Federal Rule of
11 Criminal Procedure 5.1.

IT IS SO ORDERED.

DATED: January 12, 2024



HONORABLE DONNA M. RYU
Chief Magistrate Judge